

**MINUTES OF PUBLIC MEETING
FOR THE CORRECTIONS OFFICER RETIREMENT PLAN LOCAL BOARD
FOR THE SUPERIOR COURT**

A Public Meeting of the Corrections Officer Retirement Plan Local Board for the Superior Court was convened Tuesday, March 7, 2017 at 10:00 a.m., Conference Room 109, Arizona State Courts Building, 1501 West Washington Street, Phoenix, Arizona.

Board Members Present in Conference Room 109: Kevin Kluge, Chairman; Rob Lubitz; Mark Smalley; Jason Hathcock

Board Members Present via Conference Call: Danna Quinn

Also Present: Annette Corallo, Board Secretary; Leticia Chavez, Recorder; Hannah Auckland, Board Attorney (by conference call)

Call to Order:

Approval of the Minutes:

February 7, 2017 – Public Meeting Minutes

MOTION: A motion to approve the public meeting minutes of the February 7, 2017 meeting was made by Mark Smalley. Motion was seconded and passed unanimously; minutes stand approved. **CORP 2017-11**

Consideration of Disability Application #14-01 – Annual Review:

The Board approved Application #14-01, Randy Garo, for Ordinary Disability benefits on September 9, 2014. This matter is brought to the Board for an annual review of medical records. The applicant initialed the Waiver of Confidentiality provision, to allow discussion of the medical condition in open public meeting.

The applicant was previously asked to provide medical treatment records since February 1, 2016 to assist the Board in determining whether an independent medical re-evaluation of the applicant's condition is necessary. The applicant's medical records from Banner Heath were received on February 24, 2017. All records were provided for the Board's review.

The Board last reviewed Ms. Garo's medical records on March 8, 2016, and voted to continue the disability benefit and review the case in one year. The applicant's earliest normal retirement date would have been June 10, 2022, when she would attain 62 years of age and 10+ years of service.

Board Member Mark Smalley stated the medical evidence that was received mostly referenced Ms. Garo's carpal tunnel issues. He asked Ms. Garo if she was seeking any treatment for her back or neck issues, the disabling conditions on which the disability was approved. Ms. Garo stated she has not sought treatment for her neck and back issues, and that she is only managing the pain. Ms.

Garó also stated that her current doctor recommends against further treatment and back surgery due to her age.

The Chair asked Ms. Garó if the pain medication she is taking is for the arthritis or carpal tunnel and whether, at such a high dose, the pain medication could be phased out at any point. Ms. Garó stated that the pain medication is for the arthritis and her back pain as it relates to her discs. Ms. Garó noted that the pain continues to worsen and that the high dose of pain medication is the only thing that gives her relief. Ms. Garó also added that she has not been informed if the dosage could decrease.

The Chair stated that in reviewing the medical records it appeared one doctor had recommended surgery. Ms. Garó stated that recommendation was made two years ago but based on her current doctor's recommendation, at this time she would not be seeking another neurosurgeon.

As for her carpal tunnel, Ms. Garó stated she did heal somewhat but at times the pain feels worse. She also stated that she would not have surgery done on her other hand.

The Chair asked if Ms. Garó was still walking with a cane. Ms. Garó stated that she is using a cane.

Board Member Rob Lubitz recommended that the Board refer Ms. Garó for an IME under the Board's recently-adopted review policy to determine Ms. Garó's future review date.

MOTION: A motion to refer applicant #14-01, Randy Garó, for an Independent Medical reevaluation was made by Rob Lubitz.

Discussion:

Board Member Mark Smalley stated that he believes a review at this time is not necessary as the Board could request an IME of Ms. Garó should any future medical evidence suggest improvement.

Board Member Rob Lubitz withdrew his motion.

MOTION: A motion to continue the Ordinary Disability benefit for Applicant #14-01, Randy Garó, and review the case in one year was made by Mark Smalley. Motion was seconded and passed unanimously. CORP 2017-12

Board Attorney Hannah Auckland and Ms. Garó left the meeting at 10:11 a.m.

Review of Notice of Retiree Return to Work:

a. William S. Paiano

The Board received a Notice of Retiree Return to Work from Yavapai County for William S. Paiano. The form indicates that Mr. Paiano retired from the Yavapai County Superior Court under CORP on January 10, 2017, and returned to work for the Yavapai County Superior Court on January 15, 2017, as an Adult Probation Officer Journey - Seasonal.

The Board finds that Mr. Paiano does not hold a CORP designated position so his employer is not responsible for paying the CORP alternate contribution rate on his behalf.

MOTION: A motion that the Board received a Notice of Return to Work for William S. Paiano and finds that (1) Mr. Paiano is eligible to continue to receive a CORP pension and (2) Mr. Paiano's employer (Yavapai County) is not responsible for paying the CORP alternate contribution rate on his behalf was made by Jason Hathcock. Motion was seconded and passed unanimously. **CORP 2017-13**

b. Sylvia A. Tellez

The Board received a Notice of Retiree Return to Work from Pima County for Sylvia A. Tellez. The form indicates that Ms. Tellez retired from the Pima County Superior Court under CORP effective June 1, 2016, and returned to work for the Pima County Superior Court on January 26, 2017, as a Community Restitution Program Specialist.

The Board finds that Ms. Tellez does not hold a CORP designated position so her employer is not responsible for paying the CORP alternate contribution rate on her behalf.

MOTION: A motion that the Board received a Notice of Return to Work for Sylvia A. Tellez and finds that (1) Ms. Tellez is eligible to continue to receive a CORP pension and (2) Ms. Tellez's employer (Pima County) is not responsible for paying the CORP alternate contribution rate on her behalf was made by Danna Quinn. Motion was seconded and passed unanimously. **CORP 2017-14**

Approval of Normal Retirement Benefits:

The Local Board may consider and vote on the approval of Normal Retirement benefits for the following applications or defer decision to a later date:

Dawn M. Blake
Holly K. Burke
Diana Corona
Rebecca L. Kearns

MOTION: A motion to approve the payment of Normal Retirement benefits to the following applicants in about the following amounts, effective March 1, 2017, except as noted, was made by Rob Lubitz. Motion was seconded and passed unanimously. **CORP 2017-15**

Dawn M. Blake:	\$2,550.87, effective February 1, 2017
Holly K. Burke:	\$2,574.90
Diana Corona:	\$2,205.60
Rebecca L. Kearns:	\$2,278.11

Approval of Deferred Annuity:

An application for a Deferred Annuity is submitted for the Board's approval pursuant to A.R.S. § 38-911.A.

The Board Secretary reminded the Board that a Deferred Annuity is not a retirement benefit and annuitants are not entitled to survivor benefits, benefit increases, or the group health insurance subsidy. Mr. Schnee received a copy of the CORP Member Handbook that explains how the Deferred Annuity differs from the CORP retirement benefit.

Mr. Schnee will attain the age of 62 on March 21, 2017, and made application for the Deferred Annuity on February 18, 2017. He terminated employment with Cochise County on March 31, 2015, with 10.421 years of service credit. If the Board approves, he will receive payment of the Deferred Annuity effective on the first day of the month after his 62nd birthday (first payment due on April 30, 2017).

The Board Secretary advised that Mr. Schnee is no longer an active member and therefore could not file for normal retirement.

MOTION: A motion to approve the payment of a Deferred Annuity to the following applicant in about the following amount was made by Mark Smalley. Motion was seconded and passed unanimously. CORP 2017-16

Jonathan H. Schnee
Deferred Annuity Payable Beginning April 30, 2017: \$496.03

Approval of 2017 CORP Election Process:

At its meeting on December 6, 2016, the Board approved a motion to approve the election plan for the Board vacancy that will occur when member Mark Smalley's term ends on June 30, 2017, and to continue the paper election process with the purchase of a permit to pay only for items returned.

Staff mailed nomination ballots to 2,194 active members on February 22, 2017. Members received postage-paid envelopes to return their ballots. Completed ballots are to be postmarked or delivered by March 15, 2017.

Acknowledgement of CORP Physical Pre-Existing Conditions:

The Chair noted, for the record, that the physical examination reports for members Jessica M. Hernandez and Francisco Munro identified one or more pre-existing conditions.

Acknowledgement of CORP Physical Exam Final Letters:

The Chair noted, for the record, that a physical examination report for Trevor J. Campbell was not received within 60 days of receipt of his membership application and that a final letter requesting an examination was sent to this member via certified mail on February 23, 2017.

Approval of Membership:

The Local Board may consider and vote on the approval of the following requests for membership or defer decision to a later date:

Bowen, Sandra	Pinal	1/3/2017
Campbell, Trevor	Coconino	12/5/2016
Campbell-Garcia, Tiffany	Yavapai	1/15/2017
Castro, Michael	Maricopa	1/17/2017
Evers, Erin	Maricopa	1/30/2017
Farrell, Kevin	Pinal	1/3/2017
Hall, Tricia	Maricopa	1/17/2017

Huntley, Jennifer	Maricopa	2/13/2017
Jaime, Francisco	Pima	1/17/2017
Johnson, Lei	Maricopa	1/30/2017
McNally, Justin	Pima	1/23/2017
Morales, Anastried	Pima	2/6/2017
Ochoa Lopez, Zuleima	Maricopa	1/30/2017
Rios, Hector	Pima	1/23/2017
Rios, Xavier	Pima	2/6/2017
Rodriguez, Michael	Yavapai	1/9/2017
Southards, Katelynn	Maricopa	2/13/2017
Thomas, Amber	Mohave	11/28/2016

MOTION: A motion to approve the 18 applicants listed on the agenda for this meeting for membership in CORP pursuant to A.R.S. § 38-893.D and to note for the record that the physical examinations for Tiffany Campbell-Garcia, Michael Castro, Kevin Farrell, Francisco Jaime and Katelynn Southards identified a physical or mental condition or injury that existed or occurred before the member's date of membership in the plan was made by Jason Hathcock. Motion was seconded and passed unanimously. CORP 2017-17

Future Agenda Items:

No items were raised.

Call to the Public:

No members of the public addressed the Board.

The meeting was adjourned at 10:23 a.m.

Transcribed March 7, 2017